SINGLE BENCH

C.S.1001

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IN THE HIGH COURT OF JUDICATUREATBILASPUR

WRIT PETITION NO. :2755/2006

PETITIONER : **Smt. Deepti Mishra**
W/o Shri.Rajesh Kumar Mishra, Aged about 45 Years, By Occupation, Upper Division Teacher. Pt. Laxmi Prasad Tiwari. Govt. Girls Higher. Secondary. School Balodabazar, Distt. Raipur.

-: VERSUS: -

RESPONDENTS:

1. **State Of Chhattisgarh**, through Secretary, Department of School Education, Mantralaya D.K.S.Bhawan, Raipur.{C.G.}

P.R. No. 2818/06
Presented by Shri Avinash Mishra
dated 12/6/06

2. **Director, of School Education** D.K. S Bhawan, Raipur. {C.G.}

3. **District Education Officer** District Raipur {C.G.}

4. **Principal,** Pt.Laxmi Pd. Girls Higher Secondary School, Balodabazar District Raipur {C.G.}

WRIT PETITION UNDER ARTICLE 226 /227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF THE DIRECTION (S), OR ORDER (S).

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....WP...2755/06... **सन् 200**

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

14.6.2006

Shri Prakash Tiwari, Advocate for the petitioner.

Shri Sushil Dubey, Govt. Adv. for the State/respondents.

Heard learned counsel for the parties.

The main grievance raised by the petitioner in this petition is that the petitioner is working as Upper Division Teacher (UDT) at Pt. Laxmi Prasad Girls Higher Secondary School, Baloda Bazaar, District Raipur and she has been serving with utmost honesty, sincerity and to the satisfaction of her superiors. The petitioner obtained B.Ed examination certificate at her own expenses on 30.6.1983 and she stood 1st in the merit list. The erstwhile State of M.P. issued a circular dated 24.12.1998 (Annexure P-2) wherein it was provided that after 20.10.1964 the teachers, who have obtained the B.Ed examination certificate at their own cost, shall be entitled for two advance grade increments. Based on the above government circular, since the petitioner has obtained the B.Ed examination certificate at her own cost, she submitted a representation on 17.9.2002 (Annexure P-3) for grant of two advance grade increments, but when nothing was heard for quite some time then she again submitted a representation to respondent No.1 through respondent No.4 and on 26.8.2004 respondent No.4 forwarded the representation of the petitioner to respondent No.3-District Education Officer, Raipur for consideration and grant of two advance grade increments, which is evident from letter Annexure P-6 sent by respondent No.4, but nothing has been done.

Learned counsel for the petitioner submitted that the petitioner is entitled for two advance grade increments, as she has obtained the B.Ed

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examination certificate at her own cost, therefore, respondent No.3 be directed to consider the case of the petitioner for grant of two advance grade increments. He also submits that even the Principal of Pt. Laxmi Prasad Girls Higher Secondary School, Baloda Bazaar has forwarded the representation of the petitioner along with certificate under Annexure P-5 & 6, but so far respondent No.3 has not issued any order.

Learned counsel for the respondents submitted that he has no objection in passing direction to respondent No.3 to consider the case of the petitioner for grant of two advance grade increments.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.3 is directed to examine the case of the petitioner and if he is satisfied that the petitioner has obtained the B.Ed examination certificate on her own cost, then respondent No.3 pass the orders for grant of two advance grade increments to the petitioner in compliance of the Government circular dated 24.12.1998 within a period of two months from today.

With the direction aforesaid, the petition stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

Roshan/-

18/6/08